

**Minutes  
Regular Meeting  
of the  
Louisville Metro Air Pollution Control Board  
November 19, 2008**

The regular meeting of the Louisville Metro Air Pollution Control Board (Board) was called to order on November 19, 2008, at 10:43 a.m. in the Board Room of the Louisville Metro Air Pollution Control District, 850 Barret Avenue, Louisville, Kentucky, by the Chairman, Dr. Robert Powell. Other Board members present were Dr. Nadir Al-Shami, Ms. Barbara Sexton Smith, Ms. Vanessa Ruffin, Mr. Ronald Thomas, Ms. Bonnie Biemer, and Mr. Bill Jacob. A quorum was present.

The following Louisville Metro Air Pollution Control District (District) staff members were present: Lauren Anderson, Joseph Schweinhart, Matt Stull, Cynthia Lee, Terri Phelps, Eva Addison, Larry Garrison, Diane Hazellief, Stephen Taylor, Jenny Rhodes, Michelle Stites, Erin Vachon, and Monica Little. Also present were Assistant County Attorneys Stacy Fritze and Kathryn Hargraves, and County Attorney staff member Tammy Brown.

The following guests were present: Shawn E. Burke; John Cliff, Swift & Company; Dennis Conniff, Frost Brown Todd, LLC; Tim Corrigan, GLI; Mike DeBusschere, Kentuckiana Engineering; Brad Dillon, GD&M; Dr. Lauren Heberle, UofL/EFC; Wilson Herrera, Swift & Company; Carl Hilton, West Jefferson County Community Task Force; Tim Hooker, LFI; Paul Howard, MACTEC; Pat Moran; Mark Prussian, The Eye Care Institute; Rich Robinson, American Synthetic Rubber Company; Sarah Scheetz, E.On U.S.; Jim Segrest, Butchertown Neighborhood Association; Art Silver; Kevin Spangler, OxyVinyls, LP; Keith Strunk; Swift & Company; Luran Sturm, Stites & Harbison, PLLC; Paige Mosser Theriac, Theriac Environmental Consultants, Inc.

**Introduction of new District Environmental Engineering Manager**

Ms. Lauren Anderson announced that the District recently hired Paul Aud as the new Environmental Engineering Manager. Mr. Aud was unable to attend the Board meeting because he was attending New Source Review Permitting and Prevention of Significant Deterioration training offered by the U.S. Environmental Protection Agency. Ms. Anderson reported that Mr. Aud is a registered Professional Engineer and most recently was employed by the U.S. Navy.

**Approval of Minutes**

The public hearing and the regular Board meeting minutes of October 15, 2008, were approved as written.

**Public Comment**

Mr. Schweinhart stated that two public comment cards were received. The speakers addressed the Board at the public hearing and declined to make any additional statements at the Board meeting.

## **New Business**

### **A. Agreed Board Order with Swift Pork Company d/b/a Swift & Company**

Ms. Phelps said that the District recommends that the Board adopt the Agreed Board Order with Swift & Company, as proposed.

**Motion:** Ms. Smith moved to adopt the Agreed Board Order with Swift & Company, as recommended by the District.

The motion passed unanimously.

## **Staff Reports**

### **A. Director**

Ms. Anderson reported the Mayor recently announced a \$20 million budget shortfall in the city's revenue and asked department directors to recommend 2-3% cuts in their department. She said the Mayor did not propose layoffs. Ms. Anderson asked staff for their input on ways to meet the 2-3% reduction in spending and did receive several suggestions. Ms. Anderson said she expects the District to survive the city's economic downturn since the agency receives a small percentage of revenue from Metro's general fund.

Ms. Anderson said that several employment offers were recently accepted in the Engineering Department. Also, a computer analyst has been hired to help the District transition to Hansen, which is a data management program. Ms. Anderson said several District staff members meet regularly to outline work that will need to be programmed into the new system to tailor it to the District's work. Ms. Anderson thanked District staff involved in the review process. Mr. Stull said the transfer to the new data management system is expected to begin before the end of 2008. Ms. Anderson said training new staff is a high priority, and with the budget shortfall, she will explore other options for staff to receive training.

### **B. Air Quality Data**

Ms. Lee reported the 2008 ozone season has officially ended, and the community did not experience any additional violations or exceedances during the month of October. She said the District's air quality staff will work on quality assuring the data in order to compare it to the new standard. Ms. Lee said she expects the community will continue to violate the new standard of 75 ppb since the community currently exceeds the new standard by two ppb.

Ms. Lee said that PM<sub>2.5</sub> readings in October 2008 were lower than almost any other October reading in previous years. She said the Jefferson County monitors are all expected to meet the annual standard and the daily 24-hour standard. However, one monitor in Indiana is expected to be in violation of the annual standard at 15.5 µg/m<sup>3</sup>. Ms. Lee said the other Indiana monitors are on track to meet the 24-hour daily standard. The District will work with Indiana and the Commonwealth of Kentucky to address the issues with their monitors to help monitor air quality and assure the data.

The air quality monitoring reports were submitted for filing. A copy of each report is attached to the original minutes.

### **C. Enforcement Status**

The enforcement reports were submitted for filing. A copy is attached to the original minutes.

### **D. Excess Emission Report**

The October 2008 *Excess Emission Reports* was submitted for filing. A copy is attached to the original minutes.

### **E. Permit Application Reports**

During October 2008, Engineering received 19 permit applications and issued 24 permits, for a net backlog decrease of five.

The permit application reports were submitted for filing. A copy is attached to the original minutes.

### **F. Lawn Care for Cleaner Air Awards**

The list of this month's *Lawn Care for Cleaner Air Award* recipients was submitted for filing. A copy is attached to the original minutes.

### **Next Meeting**

The next regular Board meeting is scheduled Wednesday, December 17, 2008, at 10:00 a.m.

### **Adjournment**

The meeting adjourned at 10:58 a.m.

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Robert W. Powell, M.D.  
Chairman

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Joseph E. Schweinhart  
Secretary-Treasurer